



Entered on Docket  
June 18, 2010

Hon. Linda B. Riegle  
United States Bankruptcy Judge

LEWIS AND ROCA LLP

Robert M. Charles, Jr. (NV 6593)  
John Hinderaker (AZ 018024)  
Marvin Ruth (NV 10979)  
3993 Howard Hughes Parkway, Ste. 600  
Las Vegas, Nevada 89169-5996  
Telephone (702) 949-8320  
Facsimile (702) 949-8321  
Email: rcharles@lrlaw.com  
jhinderaker@lrlaw.com  
mruth@lrlaw.com

Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Case No. BK-S-06-10725-LBR

CHAPTER 11

Jointly Administered Under  
Case No. BK-S-06-10725 LBR

**Order Sustaining Third Omnibus  
Objection Of USACM Liquidating  
Trust To Proofs Of Claim Based In  
Part Upon Investment In The  
Gramercy Court Loan**

Hearing Date: June 15, 2010  
Hearing Time: 9:30 a.m.

The Court having considered the "Third Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Part Upon Investment In The Gramercy Court Loan" [DE 8054] (the "Objection"); the Court having heard the Objection on June 15, 2010; appropriate notice of the Objection having been given; no response to the Objection having been filed; and good cause appearing:

1           **IT IS ORDERED** that:

2           1.     The Objection [DE 8054] is sustained;

3           2.     The claims listed on **Exhibit A** attached are disallowed to the extent those

4     claims are based upon an investment in the Gramercy Court Loan for the reasons set forth

5     in the objection.

6           3.     The claims listed on **Exhibit A** are not affected by this order to the extent

7     they are based upon an investment in another loan.

8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9 **LEWIS AND ROCA LLP**

11 By/s/ Robert M. Charles, Jr. (# 6593)

12           Robert M. Charles, Jr.

13           John Hinderaker (*pro hac vice*)

14           3993 Howard Hughes Parkway, Ste. 600

15           Las Vegas, Nevada 89169-5996

16           Telephone: (702) 949-8320

17           Facsimile: (702) 949-8321

18           *Attorneys for USACM Liquidating Trust*

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1 CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021  
23 In accordance with Local Rule 9021, the undersigned certifies:  
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- The Court waived the requirements of approval under LR 9021.
- This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document.]
- This is a chapter 11 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below.
- I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objections.

13 U.S. Trustee:	
14 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
15 <input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
16 Other Party:	
17 <input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
18 <input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

20 Submitted by:  
21 LEWIS AND ROCA LLP22 By: /s/ Robert M. Charles, Jr.  
23 Attorneys for USACM Liquidating Trust24 # # #  
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## Exhibit A

Claim	Name	Address	Total Claim Amount	ApproximateAmountSubjecttoObjectionBecauseitRelatesoanInvestmentIntheGramercyCourtCondosLoan
10725-01206	EvieDean2000TrustDtd12/12/00	C/OEvieDeanTrustee 29PheasantRidgeDr Henderson,NV89014-2110	65,336.72	Unknown
10728-00060	EvoE&BillieDZepponiFamilyTrustAgtDt2/9/9	C/OEvo&BillieZepponiTtee 14385WMorningSta Surprise,AZ85374-3816	3,691.66	933.33
10725-02347	FarrahMHobbsRevocableTrustDtd3/12/04	C/OFarrahHHobbsTrustee 3010ParchmentCt LasVegas,NV89117-2557	50,000.00	Unknown
10725-02031	FredaNewmanTrustDtd7/26/84	FredaNewmanTrusteeC/OD anielNewman 125ElysianDrSedona,AZ 86336	233,504.72	100,000.00
10725-01231	Fuller,David&Monica	955Mullen Henderson,NV89044	215,404.36	50,000.00
10725-02277	GaleGladstone-KatzRevocableTrust	GaleGladstone-KatzTrustee 4071BonesRd Sebastopol,CA95472-9755  Gladstone-Katz, Gale Trustee Gale Gladstone-Katz Revocable Trust 1320 North St #29 Santa Rosa, CA 95404	1,354,118.10	100,000.00
10725-01914	GilbertManuelLivingTrustDtd1/3/92	C/OGilbertManuelTtee 4617ConstitutionAveNe Albuquerque,NM87110	486,748.60	50,000.00
10725-00220	Glen&CarrieDonahueLivingTrustDtd4/30/94	GlennM&CarrieDonahueTtee 39BridgeportRd NewportBeach,CA92657-1015	1,908.08	722.92
10725-02162	Goodwin,MichaelJohn	555YellowPineRd Reno,NV89511-3714	1,011,076.40	50,000.00
10725-01963	HarouffCharitableRemainderTrustDtd9/5/96	DwightW&MaryAnn HarouffTtees 5680RuffianRd LasVegas,NV89149	568,181.96	100,000.00